(12)

HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM : Hon'ble Shri H.L. Dattu, C.J.
Hon'ble Shri Satish K. Agnihotri J.

M.C.C. No. 852 of 2006.

Applicants
Claimants

1. Smt. Manju Thakur, W/o Late Vijay Singh Thakur, aged about 47 years.
2. Ajay Thakur, S/o Late Vijay Singh Thakur, aged about 26 years
3. Smt. Kishorimani W/o Purnachand, aged about 71 years

All R/o Choubey Colony, Raipur, District – Raipur (C.G.)

Vs.

Respondents
Non-Claimants

1. Manram S/o Bishalram Patel, aged about 45 years, R/o New Khursipar (Wrongly Mentioned Khursipal), Bhilai, District – Durg (C.G.)
(Driver of Truck Vehicle bearing registration No. C.G.07/ZC – 1757)
2. Smt. Gouri, W/o Rajendra Jain, aged about 43 years, r/o – Behind Panda Brothers, Vasundhra nagar, Bhilai – 3, District – Durg (C.G.)
3. Narad Kumar S/o Noharlal Sahu, aged about 30 years, R/o – Lodhipara, Pandri, Raipur, District – Raipur (C.G.)
(Driver of Car Vehicle bearing registration No. D.L.02/C.E.7723
4. Virendra Kumar Maini, S/o S.P.Maini, Through R.B. Shukla, Rairu Distillery, Gwalior, District – Gwalior (M.P.)
5. The National Insurance Company Limited, Through Divisional Office, Beside of Laiganga Complex, G.E. Road, Raipur, District – Raipur (C.G.) (Insurer of Both Vehicle)

Application under Section 152 of Civil Procedure Code for Modification/ rectification of the order.

Present: Shri Shivendu Pandya, counsel for the applicants.

ORAL ORDER

(Passed on 7th May, 2007)

There appears to be some mistake in our earlier order dated 02-12-2005 in Misc. Appeal No. 531/2005, therefore, this petition is filed for appropriate corrections.

(2) We have carefully perused the application so filed by the applicants. In our opinion, the request made in the application is wholly justified and therefore, request made in the application requires to be granted. Accordingly the following :

Order

1. In our order we have mentioned applicant No.2 as minor in Para 2 and the same requires to be substituted as major and the same is substituted accordingly..
2. The second modification mentioning the amount Rs.1,50,000/- in Para 3 of the order be rectified as Rs.79,000/- only. Ordered accordingly.

Sd/-
Chief Justice

Sd/-
Satish K. Agnihotri
Judge